

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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MARCUS BLACK,

Plaintiff,

20 CIVIL 8725 (PMH)

-against-

**JUDGMENT**

J. JOHNSON, Acting Superintendent,

Defendants.

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It is hereby **ORDERED, ADJUDGED AND DECREED:** That for the reasons stated in the Court's Order dated April 9, 2024, the Court finds no clear error in Judge McCarthy's thorough and well-reasoned analysis, and adopts the R&R in its entirety for the reasons set forth therein. Consequently, the Petition is DENIED. Because reasonable jurists would not find it debatable that Petitioner has failed to demonstrate by a substantial showing that he was denied a constitutional right, a certificate of appealability will not issue. See 28 U.S.C. § 2253.

Accordingly, the case is closed.

**Dated:** New York, New York

April 9, 2024

**RUBY J. KRAJICK**  
**Clerk of Court**

BY:



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**Deputy Clerk**